

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS**

TODD COYER, KARL KISNER,
LAURYN OVERBEY, LISA SOLOMON,
and SONNY PIKE, Individually and as
representatives of a class of similarly situated
persons, on behalf of the UNIVAR
SOLUTIONS 401(K) PLAN f/k/a the
UNIVAR USA INC. VALUED
INVESTMENT PLAN

Plaintiffs,

v.

UNIVAR SOLUTIONS USA INC., THE
BOARD OF DIRECTORS OF UNIVAR
SOLUTIONS USA INC., THE
RETIREMENT PLAN COMMITTEE OF
UNIVAR SOLUTIONS USA INC.; and
DOES No. 1-20, Whose Names are Currently
Unknown,

Defendants.

Case No. 1:22-CV-0362

JOINT STATUS REPORT

Plaintiffs, Todd Coyer, Karl Kisner, Lauryn Overbey, Lisa Solomon, and Sonny Pike (collectively, “Plaintiffs”), and Defendants, Univar Solutions USA Inc., the Board of Directors of Univar Solutions USA Inc., and the Retirement Plan Committee of Univar Solutions USA Inc. (collectively, “Defendants”), by and through their respective counsel, jointly submit the following Joint Status Report.

A. Progress Made on Written Discovery

With the exception of the Parties' disagreement as to the relevant time period for discovery, as noted in Plaintiffs' Motion to Compel submitted on July 14, 2023, the Parties represent that they have completed their production of documents. Plaintiffs' Motion to Compel documents covering the disputed time period remains pending. Plaintiffs are in the process of taking third-party discovery.

B. Depositions

Defendants have taken the depositions of all named Plaintiffs. Plaintiffs have deposed two of Defendants' witnesses. The Parties believe that they can complete the majority of the remaining depositions by the end of January. However, it is Plaintiffs' position that the pending Motion to Compel must be resolved before the depositions of Univar's Rule 30(b)(6) witness, the Plan's investment advisor, and the Plan's recordkeeper may be scheduled. Defendants maintain their position that the Parties are entitled to no more than ten depositions without leave of the Court.

Dated: November 16, 2023

MILLER SHAH LLP

/s/ James C. Shah

James C. Shah

Alec J. Berin

John C. Roberts

1845 Walnut Street, Suite 806

Philadelphia, PA 19103

Telephone: (866) 540-5505

Facsimile: (866) 300-7367

Email: jcshah@millershah.com

ajberin@millershah.com

jcroberts@millershah.com

Respectfully Submitted,

WILLKIE FARR & GALLAGHER LLP

/s/ Craig C. Martin

Craig C. Martin

Amanda S. Amert

LaRue L. Robinson

Melanie Lee

Sara Kim

300 N. LaSalle Street

Chicago, IL 60654-3406

Telephone: (312) 728-9000

Email: cmartin@willkie.com

aamert@willkie.com

lrobinson@willkie.com

mlee@willkie.com

skim@willkie.com

James E. Miller
Laurie Rubinow
MILLER SHAH LLP
65 Main Street
Chester, CT 06412
Telephone: (866) 540-5505
Facsimile: (866) 300-7367
Email: jemiller@millershah.com
lrubinow@millershah.com

*Attorneys for Univar Solutions USA Inc., the
Board of Directors of Univar Solutions USA
Inc., and the Retirement Plan Committee of
Univar Solutions USA Inc.*

Mark K. Gyandoh
CAPOZZI ADLER, P.C.
312 Old Lancaster Road
Merion Station, PA 19066
Telephone: (610) 890-0200
Facsimile: (717) 233-4103
Email: markg@capozziadler.com

Donald R. Reavey
CAPOZZI ADLER, P.C.
2933 North Front Street
Harrisburg, PA 17110
Telephone: (717) 233-4101
Facsimile: (717) 233-4103
Email: donr@capozziadler.com

P. Andrew Fleming
Andrew P. Shelby
ARMSTRONG TEASDALE LLP
100 North Riverside Plaza
Chicago, IL 60606
Telephone: (312) 516-5610
Facsimile: (312) 419-6928
Email: afleming@atllp.com
ashelby@atllp.com

*Attorneys for Plaintiffs, the Plan
and the Proposed Class*